

*orig*Agenda Date: 5/11/07
Agenda Item: VIIC

STATE OF NEW JERSEY
Board of Public Utilities
 Two Gateway Center
 Newark, NJ 07102
www.bpu.state.nj.us

CUSTOMER ASSISTANCE

MARK AND ANDREA NEWTON,

PETITIONERS

v.

PUBLIC SERVICE ELECTRIC AND
GAS COMPANY,

RESPONDENT

ORDER OF EXTENSION
NUNC PRO TUNCBPU Docket No. EC06070553U
OAL Docket No. PUC 011000-2006N

(SERVICE LIST ATTACHED)

BY THE BOARD:

Petitioners' request for interlocutory review of an Order by Administrative Law Judge (ALJ) Walter M. Braswell, in the above matter, was received by the Board of Public Utilities (Board) on April 4, 2007. Respondent's response was received on April 19, 2007. Pursuant to N.J.A.C. 17:14-14.4(a), the Board shall make a determination as to whether to accept the request and conduct an interlocutory review by the later of ten (10) days of its receipt of the request for interlocutory review or the Board's next regularly scheduled open meeting after expiration of the ten-day period from receipt of the request for interlocutory review. The ten-day period expired on April 14, 2007, and the next regularly scheduled meeting is May 8, 2007. Therefore, the Board's decision on whether to grant interlocutory review is due on May 8, 2007.

Based on the need to conduct an appropriate and complete review of the Petitioners' submission and Respondent's response thereto, the Board FINDS that, in accordance with N.J.A.C. 17:14-14.4(c), there is good cause to extend the time in which to decide whether to conduct an interlocutory review by twenty (20) days. The Board requests that the Director of the Office of Administrative Law concur that there is good cause to extend the time period for the Board to determine whether to conduct an interlocutory review. Accordingly, the Board requests that the date by which it must determine whether or not to conduct an interlocutory

05/15/2007

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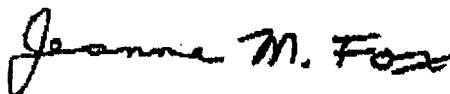
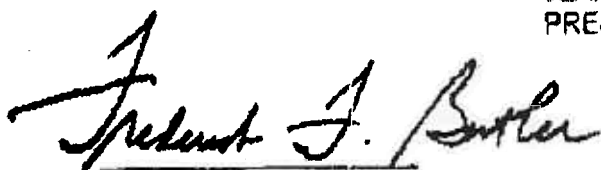
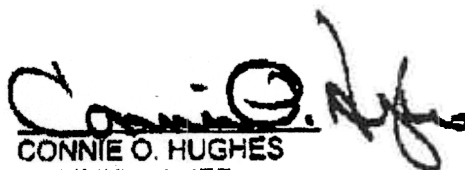
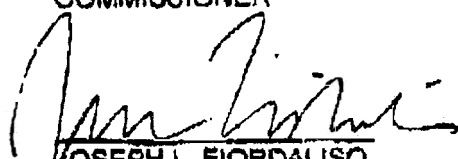
BPU COUNSEL'S OFFICE → 916095886536

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review be extended by twenty (20) days.¹ The Board also requests a certified copy of the sound recording of the proceeding pursuant to N.J.A.C. 1:1-14.10(f).

Good cause having been shown, pursuant to N.J.A.C. 1:14-14.4(c), it is HEREBY ORDERED that the time for the Board to determine whether to accept the request and conduct an interlocutory review is extended until May 28, 2007.

DATED: 5/15/07

BOARD OF PUBLIC UTILITIES
BY:JEANNE M. FOX
PRESIDENTFREDERICK F. BUTLER
COMMISSIONERCONNIE O. HUGHES
COMMISSIONERJOSEPH L. FIORDALISO
COMMISSIONERCHRISTINE V. BATOR
COMMISSIONER

ATTEST:

KRISTI IZZO
SECRETARY

Date Board mailed Order to OAL:

5/16/07

cc: Service List Attached

DATED:

5/16/07

LAURA SANDERS
DIRECTOR & CHIEF ADMINISTRATIVE LAW JUDGE

Date OAL mailed executed Order to Board:

5/16/07

Date Board mailed executed Order to Parties:

5/16/07

¹ Pursuant to N.J.A.C. 1:14-14.4(b), if the Board thereafter determines to conduct an interlocutory review, the Board's decision on the review will be due within twenty (20) days of that determination. Should the Board determine to conduct an interlocutory review, the Board notes that an additional extension of time may be required under a disposition on any such interlocutory review at the Board's June 14, 2007 agenda meeting.

IN/MO NEWTON V. PUBLIC SERVICE ELECTRIC AND GAS COMPANY
BPU Docket No. EC06070563U
OAL Docket No. PUC 11000-2006N

SERVICE LIST

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